

T. Gregory Peterson, Ph.D., J.D.

August 27, 2003

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VIA EXPRESS MAIL NO. EV193775602US

Mail Stop PATENT APPLICATION

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450



EV193775602US

Re: New Non-Provisional Patent Application for Group B Streptococcal Phage Lysin

Applicants: Pritchard, et al.

Application No.: *not yet assigned*

Filed: August 28, 2003, by Express Mail *herewith*

Art Unit: *not yet assigned*

Dear Sir:

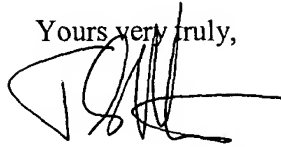
Enclosed herewith are the following:

- (1) new NON-PROVISIONAL PATENT APPLICATION entitled **Group B Streptococcal Phage Lysin**, including Specification, Abstract, Claim, Figures and Sequence Listing;
- (2) Information Disclosure Statement for the above referenced application. No fee or showing is necessary for the Statement as this filing is made within three months of the filing date. We request that the enclosed information be processed, though its submission is not an admission that any reference acts as prior art or that conclusions of any search reports are correct;
- (3) Fee Transmittal;
- (4) Utility Transmittal;
- (5) Statement under 37 CFR 1.821;
- (6) Power of Attorney/Declaration; and
- (7) Patent Recordal Cover Sheet with assignment.

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Page 2

Thank you for your cooperation and assistance in this matter. Please do not hesitate to call if you have any questions.

Yours very truly,

A handwritten signature in black ink, appearing to be 'TGP', written over a horizontal line.

T. Gregory Peterson, Ph.D.
Registration No. 45,587

TGP/tgp
Enclosures

cc: Jeffrey A. Engler, Ph.D. (with patent application)
David G. Pritchard, Ph.D. (with patent application)
John R. Baker, Ph.D. (with patent application)
Carol Mayes (with enclosures)
Lucy Hicks, Esq. (with enclosures)

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the following items are enclosed:

- | | |
|--|-----------------|
| 1. Cover Letter (including this page) | <u>3</u> pages |
| 2. Utility Application | <u>55</u> pages |
| 41 p spec; 3 p claims; 1 p abstract, 5 p fig; 5 p sequence listing | |
| 3. Information Disclosure Statement | <u>4</u> pages |
| 4. Fee Transmittal | <u>1</u> page |
| 5. Utility Transmittal | <u>1</u> page |
| 6. Statement under 37 CFR 1.821 | <u>1</u> page |
| 7. Power of attorney/Declaration | <u>2</u> pages |
| 8. Patent Recordal Cover sheet with Assignment | <u>4</u> pages |

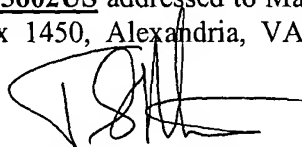
Total 8 Documents

71 pages

- 1. One computer disk
- 1 Check

and are being deposited with the "Express Mail Post Office to Addressee" service of the United States Postal Service in an envelope marked **EV193765602US** addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on **August 28, 2003**.

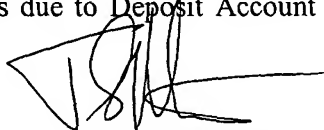
Date: 8.28.03



T. Gregory Peterson
Registration No. 45,587

AUTHORIZATION TO CHARGE
DEPOSIT ACCOUNT

The Commissioner is authorized to pay any charges, fees, or sums due in connection with this correspondence, I hereby authorize the Commissioner of Patents and Trademarks to charge all such remaining fees, charges, and other sums due to Deposit Account Number 50-0954.



T. Gregory Peterson
Authorized User of Deposit Account 50-0954

08/28/03
02527 U.S. PTO

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 769

Complete if Known

Application Number n/a
Filing Date 8-29-2003
First Named Inventor Pritchard, David G.
Examiner Name n/a
Art Unit n/a
Attorney Docket No. P66186US01GP

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number
Deposit Account Name

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	375
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 375

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below	Fee Paid
Total Claims	36	-20** =	16	X 9	= 144
Independent Claims	8	-3** =	5	X 42	= 210
Multiple Dependent					= 354

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 729

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	40
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 769

SUBMITTED BY

Name (Print/Type) T. Gregory Peterson
Signature T. Gregory Peterson
Registration No. (Attorney/Agent) 45,587
Telephone 205-521-8084
Date 8-28-2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.